IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIAN PETITION NO. 91 OF 2003

Mr. Vijay Karsan Patel .. Petitioner.

vs.

Smt. Harbaiben Karsan Patel .. Respondent.

Mr. J.S. Kini for petitioner.

None for Respondent.

Dean of J.J. Hospital, Dr. P.H. Shingare present.

CORAM : S.U.KAMDAR, J.

DATE : 28th MARCH, 2005.

P.C.

1. The learned counsel for the petitioner applies for deletion of the name of respondent no. 9 as he is expired. Leave granted. Amendment to be carried out within one week.

2. Pursuant to the order passed on 22.2.2005, the medical panel of J.J. Hospital has examined the ward and filed a report dated 9.3.2005 certifying that the ward is suffering from moderate mental retardation and seizure disorder. The petitioner is the elder brother of the ward who is suffering from

mental disease. In view thereof, the petition is made absolute in terms of prayer clause (a). So far as the sale of immovable properties are concerned, the petitioner shall make necessary application for sanction of the same so that appropriate orders can be passed in respect of the sale proceeds coming to the share of the ward, namely, Miss Hemant K. Patel who is mentally incapable. Petition disposed of accordingly. No order as to costs.